

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

MARIO B. LONG, SR.,

Plaintiff,

v.

MAUREEN W. GORNIK,

Defendant.

No. 4:24-cv-01289-MTS

**MEMORANDUM AND ORDER**

This matter is before the Court upon its own motion. Self-represented Plaintiff Mario Long, Sr. filed this civil rights action for injunctive relief on September 23, 2024; however, Plaintiff neither paid the Court filing fee nor filed a motion to proceed without prepayment of fees or costs. Plaintiff must do one or the other for this case to proceed. *See* E.D. Mo. L.R. 2.01(B)(1); *see also* 28 U.S.C. § 1914 (setting district court filing fees). If Plaintiff files a motion seeking leave to commence this action without prepaying fees or costs, he must also file a certified copy of his prison account statement for the six-month period immediately preceding the filing of the complaint. *See* 28 U.S.C. § 1915(a)(2). Plaintiff's failure to timely pay the filing fee or file a motion seeking leave to commence this action without prepayment of fees or costs will result in the dismissal of this case without prejudice and without further notice.

Accordingly,


**IT IS HEREBY ORDERED** that the Clerk is directed to send Plaintiff a blank Application to Proceed in District Court without Prepaying Fees or Costs form (MOED-0046).

**IT IS FURTHER ORDERED** that Plaintiff must either pay the \$405 filing fee in full or submit a motion to proceed without prepaying fees or costs no later than **Thursday, October 24, 2024.**\*

**IT IS FURTHER ORDERED** that, if Plaintiff files a motion seeking leave to commence this action without prepaying fees or costs, he must comply with 28 U.S.C. § 1915(a)(2) by submitting a certified copy of his prison account statement for the six-month period immediately preceding the filing of the Complaint.

**IT IS FINALLY ORDERED** that if Plaintiff fails to comply with this Order, the Court will dismiss this action without prejudice and without further notice.

Dated this 24th day of September 2024.

  
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MATTHEW T. SCHELP  
UNITED STATES DISTRICT JUDGE

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\* If Plaintiff cannot prepay the entire \$405 fee, then he will be required to pay monthly installments until he has paid the full \$405 filing fee. *See Ashley v. Dilworth*, 147 F.3d 715, 716 (8th Cir. 1998) (per curiam) (explaining that “all prisoner-litigants” must “pay filing fees in full, with the only issue being whether the inmate pays the entire filing fee at the initiation of the proceeding or in installments over a period of time”); *see also* 28 U.S.C. § 1915(b)(1) (providing that “if a prisoner brings a civil action,” then “the prisoner shall be required to pay the full amount of a filing fee”).